

# Order

Michigan Supreme Court  
Lansing, Michigan

October 27, 2010

Marilyn Kelly,  
Chief Justice

141085

Michael F. Cavanagh  
Maura D. Corrigan  
Robert P. Young, Jr.  
Stephen J. Markman  
Diane M. Hathaway  
Alton Thomas Davis,  
Justices

ROBERT J. SMITTER,  
Plaintiff-Appellee,

v

SC: 141085  
COA: 294768  
WCAC: 09-000037

THORNAPPLE TOWNSHIP and MICHIGAN  
MUNICIPAL LEAGUE WORKERS  
COMPENSATION FUND,  
Defendants-Appellees,

and

SECOND INJURY FUND (DUAL  
EMPLOYMENT PROVISIONS),  
Defendant-Appellant.

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On order of the Court, the application for leave to appeal the April 5, 2010 order of the Court of Appeals is considered and, pursuant to MCR 7.302(H)(1), in lieu of granting leave to appeal, we REMAND this case to the Court of Appeals for consideration as on leave granted.



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I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

October 27, 2010

*Corbin R. Davis*

Clerk